



The sessions will take place
at The Buchmann Faculty of Law,
Trubowicz Building, Sonia Kossoy
Conference Room (Room 307).

The conference sessions
will be held in English.

Administrative Organization:

Aya Shalom

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TEL AVIV UNIVERSITY

The Buchmann faculty of Law
The Cegla Center for Interdisciplinary
Research of the Law



International Conference
**New Approaches for a Safer and
Healthier Society**

May 20-22, 2013

Organizers:

[Ariel Porat](#), [Robert Rabin](#), [Stephen Sugarman](#)

Monday, May 20, 2013

09:00-09:10 Greetings
Ron Harris, Dean,
Tel Aviv University Faculty of Law

PANEL I: REGULATION

09:10-10:10
Peter H. Schuck, Yale Law School
Negotiated Rulemaking: The Career of a Regulatory Reform
Comment: **Talia Fisher,** Tel Aviv University Faculty of Law

10:10-11:10
Robert L. Rabin, Stanford Law School
Reducing Tobacco Use: A Reassessment of Strategic Initiatives
Comment: **Alon Harel,** the Hebrew University Faculty of Law

11:10-11:30 COFFEE BREAK

11:30-12:30
Timothy D. Lytton, Albany Law School
For-Profit Regulation: How Private Certification Can Overcome Constraints that Frustrate Government Regulation
Comment: **Hanoch Dagan,** Tel-Aviv University Faculty of Law

12:30-14:30 LUNCH
KEY NOTE SPEAKER - JUSTICE ELIEZER RIVLIN

14:30-15:30
Stephen Sugarman, Berkeley Law school
Patient Safety
Comment: **Assaf Jacob,** IDC, Herzlyia

PANEL II: BETWEEN REGULATION AND TORT LAW

15:30-16:30
Catherine M. Sharkey, NYU Law School
Tort-Agency Partnerships in an Age of Preemption
Comment: **Boaz Shnoor,** College of Law & Business, Ramat Gan

16:30-17:00 COFFEE BREAK

17:00-18:00
Mark A. Geistfeld, NYU Law School
Tort Norms as a Basis for Environmental, Health and Safety Regulations
Comment: **Ronen Perry,** Haifa University Faculty of Law

Tuesday, May 21, 2013

PANEL III: TORT LAW

9:00-10:00
Avihay Dorfman, Tel Aviv University Faculty of Law
Assumption of Risk After All: What can Tort Law Do about Junk Food Harms?
Comment: **Benjamin Shmueli,** Bar Ilan University Faculty of Law

10:00-11:00
Ehud Guttel, the Hebrew University Faculty of Law & **Shmuel Leshem,** USC School of Law
The Uneasy Case of Multiple Injurers' Liability
Comment: **Alon Cohen,** Tel-Aviv University Faculty of Law

11:00-11:30 COFFEE BREAK

11:30-12:30
Robert Cooter, Berkeley Law school & **Ariel Porat,** Tel-Aviv University Faculty of Law
Lapses of Attention in Medical Malpractice and Road Accidents
Comment: **Israel Gilead,** the Hebrew University Faculty of Law, Sha'arei Mishpat College

12:30-14:30 LUNCH

PANEL IV: POLITICS AND PUBLIC CHOICE

14:30-15:30
Saul Levmore, University of Chicago Law School
Internality Regulation Through Public Choice
Comment: **Sharon Hanes,** Tel-Aviv University Faculty of Law

15:30-16:30
Mariano-Florentino Cuéllar, Stanford Law School
Coalitions, Autonomy, and Regulatory Bargains in Public Health Law
Comment: **Yishai Blank,** Tel Aviv University Faculty of Law

Wednesday, May 22, 2013

PANEL V: LITIGATION

09:00-10:00
David Rosenberg, Harvard Law School
A Sampling Based System of Civil Liability
Comment: **Alon Klement,** IDC, Herzlyia

10:00-11:00
Myriam Gilles, Cardozo Law School
Arbitrating Medical Injury Claims: Private Contract vs. Public Policy
Comment: **Tamar Kricheli-Katz,** Tel-Aviv University Faculty of Law

11:00-11:30 COFFEE BREAK

11:30-12:30
David Freeman Engstrom, Stanford Law School
Beyond Fraud: Extending the Whistleblower Model to Health and Safety Regulation
Comment: **Shay N. Lavie,** Tel-Aviv University Faculty of Law

12:30-13:00 Concluding remarks